

United States District Court

for

District of Guam

Petition for Warrant or Summons for Offender Under Supervision

Name of Offender: **Rex S. Alado**

Case Number: **CR98-00310-002**

Name of Sentencing Judicial Officer: The Honorable Robert Clive Jones, Designated Judge

Date of Original Sentence: November 8, 2005

Original Offense: Count III - Conspiracy to Possess Crystal Methamphetamine with Intent to Distribute, in violation of 21 U.S.C. §§ 841(a)(1) and 846

Original Sentence: Time served followed by five years supervised release with conditions: shall not possess illegal controlled substances and submit to mandatory drug testing as directed by the probation officer; shall not possess, have under his control, or have access to any firearm, explosive device, or other dangerous weapon as defined by federal, state or local law; if ordered deported, he shall remain outside the United States and shall not re-enter without permission of the U.S. Attorney General, however, if he is not deported, he shall immediately report to the Probation Office to begin his term of supervised release; shall participate in and successfully complete a substance abuse treatment program which will include drug testing, outpatient counseling, or residential placement, and he shall contribute to the costs of services for treatment; and pay a special assessment fee of \$100.
Conditions Modified: Participate in post-treatment substance abuse testing pursuant to *U.S. vs. Stephens* (9th Circ., 2005).

Type of Supervision: Supervised Release

Date Supervision Commenced: April 28, 2006

Assistant U.S. Attorney: Marivic P. David

Defense Attorney: Samuel S. Teker

PETITIONING THE COURT

☒ To issue a warrant.

☐ To issue a summons.

The probation officer believes that the offender has violated the following conditions of supervision, all in violation of 18 U.S.C. § 3583:

Violation Number Nature of Noncompliance

Mandatory Condition The defendant shall not commit another federal, state or local crime.

Standard Condition 1 The defendant shall not leave the judicial district without permission of the court or probation officer.

Standard Condition 3 The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.

Standard Condition 5 The defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons.

Violation Number Nature of Noncompliance (continued)

Standard Condition 6 The defendant shall notify the probation officer at least ten days prior to any change in residence or employment.

Standard Condition 9 The defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer.

U.S. Probation Officer Recommendation:

- ☐ The term of supervision should be
- ☒ revoked.
- ☐ extended for _____ years, for a total term _____ years.
- ☐ The conditions of supervision should be modified as follows:

**Please see attached
Declaration in Support of Petition,
Violation of Supervised Release Conditions; Request for a Warrant
submitted by U.S. Probation Officer Maria C. Cruz**

Reviewed by:

I declare under penalty of perjury that the
forgoing is true and correct.



/s/ CARMEN D. O'MALLAN
U.S. Probation Officer Specialist
Supervision Unit Leader



/s/ MARIA C. CRUZ
U.S. Probation Officer

Date: June 27, 2008

Executed on: June 27, 2008

THE COURT ORDERS:

- ☐ No Action.
- ☒ The Issuance of a Warrant.
- ☐ The Issuance of a Summons.
- ☐ Other.



/s/ Joaquin V.E. Manibusan, Jr.
U.S. Magistrate Judge
Dated: Jun 30, 2008